Michael G. Rhodes (Pro Hac Vice)
Benjamin F. Chapman (Pro Hac Vice)
COOLEY GODWARD LLP
4401 Eastgate Mall
San Diego, California 92121-1909
Telephone: (858) 550-6000

Cameron L. Sabin (9437)
STOEL RIVES LLP
201 S Main Street, Suite 1100
Salt Lake City, UT 84111
Telephone: (801) 328-3131

Attorneys for Defendant eBay, Inc.

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF UTAH, CENTRAL DIVISION

TETYANA NAZARUK,, Plaintiff, v. eBAY, INC.; ACE COINS, Defendants.	**MEMORANDUM IN OPPOSITION TO OBJECTION TO REPORT AND RECOMMENDATION** Case No. 2:06CV00242 The Honorable Dale A. Kimball

Defendant eBay, Inc. ("eBay") hereby submits its memorandum in opposition to Objection to Report and Recommendation ("Objection") filed by plaintiff Tetyana Nazaruk ("Plaintiff").

eBay opposes Plaintiff's Objection for the reasons set forth in its memorandum and reply memorandum in support of its Motion to Dismiss for Improper Venue or, in the Alternative, for Failure to State a Claim, which are already on file with the Court in this case.

Dockets.Justia.com

DATED this 11th of September, 2006.

STOEL RIVES LLP

/s/ Cameron L. Sabin
Cameron L. Sabin

COOLEY GODWARD LLP

Michael G. Rhodes
Benjamin F. Chapman

Attorneys for Defendant eBay, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 11TH day of September 2006, I mailed a true and correct copy of the foregoing **MEMORANDUM IN OPPOSITION TO OBJECTION TO REPORT AND RECOMMENDATION**, postage prepaid, to:

Tetyana Nazaruk
274 W. 200 S. Apt. 43
Salt Lake City, UT 84101

Donovan S. Robertson
Coyle Gilman Stengel Bailey & Robertson
100 17th St., Suite 405
Rock Island, IL 61201

/s/ Sharon L. Astin